

A. CASE INFORMATION:

1. Case name: Silver Creek (Peterson, Lee P)
2. Enforcement DOCKET System #: _____
3. Court Docket/Regional Hearing Clerk Administrative Docket #: CWA-10-2003-0052
4(a) EPA Lead Attorney: Mark Ryan
4(b) EPA Program Contact: Carla Fromm
5. Statute(s) and Section(s) violated (Not authorizing section or CFR): CWA Section 404 / _____ / _____,
_____/_____,_____/_____,_____/_____,_____/_____
6. Authorizing section for administrative actions: 309(g) / _____ / _____,
_____/_____
7. Administrative action date: Issued/Filed _____ Final Order July 17, 2003
-OR- Civil Judicial action date: Settlement Lodged _____ Settlement Entered _____
8. Was this a multi-media action? Yes X No
Check all that apply/make this action multi-media: inspection complaint settlement SEP
9. Was the Agency activity taken in response to Environmental Justice concerns? Yes X No
Check all that apply: Low Income Minority Population Low Income&Minority Population Other
10. If this action was taken as part of a MOA Priority Activity, the MOA priority should be recorded in ICIS in the case initiation screen.

B. FACILITY INFORMATION: (IF MORE FACILITIES, ATTACH ADDITIONAL PAGES) NA

11. Facility Name _____
12. Facility Address: Street: _____ City: _____ St: _____ Zip: _____
- 13(a) Primary 4-digit SIC-code _____, b) Other 4-digit SIC-codes _____, _____, _____, _____
14. Facility Identification (enter information on Docket Screen 13)
- (a) EPA Program ID # for the facility _____
- (b) EPA-FLA # _____ (if Program ID not available or applicable)

C. CASE CONCLUSION INFORMATION:

15. Was Alternative Dispute Resolution used in this action? Yes X No
16. Action Type

- ☐ (a) Consent decree or court order resolving a civil judicial action
☒ (b) Administrative Penalty Order (with/without injunctive relief)
☐ (c) Superfund administrative cost recovery agreement
☐ (d) Federal facility compliance agreement (not incl. RCRA matters)
☐ (e) Field citation
☐ (f) Administrative Compliance Orders
☐ (g) Notice of Determination

D. CASE CONCLUSION - COMPLIANCE ACTION:

Injunctive Relief and Other Compliance Activities(Non-SEP Related) (APO's without injunctive relief [11(b)] and Superfund Administrative Cost Recovery Agreements [11(c)] SHOULD SKIP THIS SECTION)

17. What action did violator accomplish prior to receipt of settlement/order or will take to return to compliance or meet additional requirements? This may be due to settlement/order requirements or otherwise required by statute or regulation. Include actions completed prior to the final settlement/order and actions to be taken by violator to return to compliance or meet additional requirements. Where separate penalty and/or compliance orders are issued in connection w/same violations(s), report the following information for only one of those orders. Select response(s) from the following:

Physical Actions (complete question 19)

- ☐ Use Reduction
☐ Industrial Process Change
☐ Emissions/Discharge Change(install/modify controls)
☐ Disposal Change
☐ Storage Change
☐ Remediation
☒ Restoration
☐ Removal
☐ RD/RA or RA only
Best Management Practice

Non-Physical Actions (don't complete question 19)

- ☐ Testing
☐ Auditing
☒ Monitoring/Sampling
☐ Reporting
☐ Information Letter Response
☐ Permit Application
☐ Training
☐ Provide Site Access

☐ Site Assessment/Site Characterization

☐ RI/FS or RD
☐ Environmental Management Reviews
☐ Labeling/Manifesting/Registering
☐ Permit Application
☐ Developing a Plan
☐ Record keeping
☐ Public Notice

Other (must describe) _____

18. Cost of actions described in item #17. (Actual cost data supplied by violator is preferred figure.)

Physical actions: \$ 11,000 Non-physical actions: \$ 10,000

19. Quantitative environmental impact of actions described in item #17:

REDUCTIONS/ELIMINATIONS/TREATMENT/PROPER MANAGEMENT:

Pollutant/Chemical/Waste Stream	Annual Amount	Unit	Media
dredged material/earthen fill	1	acres	wetland

E. CASE CONCLUSION - SUPPLEMENTAL ENVIRONMENTAL PROJECT (SEP) INFORMATION: NA

20. Categories of SEP(s) (Check all appropriate categories; if none proceed to #25)

- ☐ (a) Public Health
- ☐ (b) Pollution Prevention
 - ☐ (1) equipment/technology modifications
 - ☐ (2) process/procedure modification
 - ☐ (3) product reformulation/redesign
 - ☐ (4) raw materials substitution
 - ☐ (5) improved housekeeping/O&M/training/inventory-control
 - ☐ (6) in-process recycling
 - ☐ (7) energy efficiency/conservation
- ☐ (c) Pollution Reduction
- ☐ (d) Environmental Restoration and Protection
- ☐ (e) Assessments and Audits
- ☐ (f) Environmental Compliance Promotion
- ☐ (g) Emergency Planning and Preparedness
- ☐ (h) Other SEP category (specify) _____

21. SEP description _____

22. Cost of SEP (Cost calculated by the Project Model is *required*): \$ _____

23. Is Environmental Justice addressed by SEP? ☐ Yes ☐ No

24. Quantitative environmental impact of SEP: pollutants and/or chemicals and/or waste-streams, and amount of reductions/eliminations (e.g., emissions/discharges)

Pollutant/Chemical Waste Stream	Annual Amount	Units	Media
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

F. CASE CONCLUSION - PENALTY (IF THERE IS NO PENALTY, ENTER 0 AND PROCEED TO #27)

25.(a) Assessed Penalty \$ 30,000

25.(b) (if shared) Federal share \$ _____

25.(c) (if shared) State or Local share \$ _____

26. For multi-media actions, Federal Penalty Assessed by statute:

Statute	Amount
_____	\$ _____
_____	\$ _____

_____ \$ _____

G. CASE CONCLUSION - COST RECOVERY

27. Amount cost recovery awarded: NA

EPA: \$ _____

State/Local Government \$ _____

Other: \$ _____

PLEASE ATTACH ADDITIONAL CONCLUSION SHEETS OR SHEETS OF PAPER TO PROVIDE INFORMATION WHICH DOES NOT FIT ON INITIAL CASE CONCLUSION DATA SHEET.